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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 10/523,708 | 09/06/2005 | Yoshitaka Sato | GUA-UTO-318 | 8392 |

26683 7590 01/11/2011
THE GATES CORPORATION
IP LAW DEPT. 10-A3
1551 WEWATTA STREET
DENVER, CO 80202

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| EXAMINER |
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PILKINGTON, JAMES

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| ART UNIT | PAPER NUMBER |
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3656

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01/11/2011

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

| | | |
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| <i>Response to Rule 312 Communication</i> | Application No. | Applicant(s) |
| | 10/523,708 | SATO ET AL. |
| | Examiner | Art Unit |
| | JAMES PILKINGTON | 3656 |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☒ The amendment filed on 03 January 2011 under 37 CFR 1.312 has been considered, and has been:

a) ☐ entered.

b) ☐ entered as directed to matters of form not affecting the scope of the invention.

c) ☐ disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

d) ☒ disapproved. See explanation below.

e) ☐ entered in part. See explanation below.

The amendment does not properly number the claims, since claims 3-12 were canceled in the Examiner's Amendment dated October 25, 2010 the claims need to be reintroduced as 13-22. Also, the amendment creates new claim combinations resulting in claims of a different scope than the claims addressed by either the Board of Patent Appeals and Interference or the Examiner and is subject to further search and/or consideration.

/JAMES PILKINGTON/
Examiner, Art Unit 3656
1/10/11